

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

OCEAN ADVOCATES, *et al.*,

Plaintiffs,

v.

UNITED STATES CORP OF ENGINEERS, *et al.*,

Defendants,

BP WEST COAST PRODUCTS, LLC,

Intervenor.

Case No. C00-1971L

AMENDED ORDER SETTING TRIAL  
DATE & RELATED DATES

**TRIAL DATE**

June 5, 2006

Reports from plaintiff's expert witnesses due

December 1, 2005

Reports from defendants'/intervenor's expert witnesses due

January 9, 2006

All motions related to discovery must be noted on the motion  
calendar no later than the Friday before discovery closes  
pursuant to CR7(d)(3) or CR37(a)(2)(B)

Discovery completed by

February 15, 2006

All dispositive motions must be filed by  
and noted on the motion calendar no later than the  
fourth Friday thereafter (see CR 7(d))

March 7, 2006

Settlement conference per CR 39.1(c)(2) held no later than

April 6, 2006

Mediation per CR 39.1(c)(3) held no later than

May 6, 2006

All motions in limine must be filed by  
and noted on the motion calendar seven judicial days  
thereafter pursuant to CR7(d)(2)

May 8, 2006

1	Agreed pretrial order due	May 24, 2006
2	Pretrial conference to be scheduled by the Court	
3	Trial briefs, proposed voir dire questions, proposed jury instructions, and trial exhibits due	May 31, 2006
4	Length of Trial: 1 day	Non Jury <u>XXX</u>

5

6 These dates are set at the direction of the Court after reviewing the joint status report

7 submitted by the parties on June 9, 2005. All other dates are specified in the Local Civil Rules.

8 If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or federal

9 holiday, the act or event shall be performed on the next business day. These are firm dates that

10 can be changed only by order of the Court, not by agreement of counsel or the parties. The

11 Court will alter these dates only upon good cause shown: failure to complete discovery within

12 the time allowed is not recognized as good cause.

13 If the trial date assigned to this matter creates an irreconcilable conflict or if one day will

14 not be sufficient to hear this case, counsel must notify Teri Roberts, the judicial assistant, at

15 206-370-8810 within 10 days of the date of this Order. A failure to do so will be deemed a

16 waiver. Counsel must be prepared to begin trial on the date scheduled, but it should be

17 understood that the trial may have to await the completion of other cases.

#### 18 ALTERATIONS TO ELECTRONIC FILING PROCEDURES

19 Starting June 1, 2004, counsel are be required to electronically file all documents with the

20 Court. Information and procedures for electronic filing can be found on the Western District of

21 Washington's website at [www.wawd.uscourts.gov](http://www.wawd.uscourts.gov). The following alterations to the Electronic

22 Filing Procedures apply in all cases pending before Judge Lasnik:

23 - Section III, Paragraph F - when the aggregate submittal to the court (*i.e.*, the motion,

24 any declarations and exhibits, the proposed order, and the certificate of service) exceeds **50**

25 pages in length, a paper copy of the documents (with tabs or other organizing aids as necessary)

1 shall be delivered to the Clerk's Office for chambers. The chambers copy must be clearly  
2 marked with the words "Courtesy Copy of Electronic Filing for Chambers."

3 - Section III, Paragraph K - unless the proposed order is stipulated, agreed, or otherwise  
4 uncontested, the parties need not e-mail a copy of the order to the judge's e-mail address.

#### 5 COOPERATION

6 As required by CR 37(a), all discovery matters are to be resolved by agreement if  
7 possible. Counsel are further directed to cooperate in preparing the final pretrial order in the  
8 format required by CR 16.1, except as ordered below.

#### 9 EXHIBITS

10 The original and one copy of the trial exhibits are to be delivered to chambers five days  
11 before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the  
12 Clerk's Office. The Court hereby alters the CR 16.1 procedure for numbering exhibits:  
13 plaintiff's exhibits shall be numbered consecutively beginning with 1; defendant's exhibits shall  
14 be numbered consecutively beginning with 500. Duplicate documents shall not be listed twice:  
15 once a party has identified an exhibit in the pretrial order, any party may use it. Each set of  
16 exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

#### 17 SETTLEMENT

18 Should this case settle, counsel shall notify the Deputy Clerk as soon as possible.  
19 Pursuant to GR 3(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement  
20 may be subject to such discipline as the Court deems appropriate.

21  
22 DATED this 10th day of June, 2005.

23  
24 

25 Robert S. Lasnik  
26 United States District Judge